

## **§917.62**

such a referendum within the same period of every fourth fiscal period thereafter.

(f) The provisions of this part shall, in any event, terminate whenever the provisions of the act authorizing them cease to be in effect.

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.61 was suspended indefinitely, effective Oct. 28, 2011.

### **§917.62 Proceedings after termination.**

(a) Upon the termination of the provisions of this part pertaining to any fruit or fruits, the Control Committee then functioning shall for the purpose of liquidating the affairs of the Control Committee with respect to such fruit continue as trustee of all the funds and property then in its possession, or under its control, including claims for any funds unpaid or property not delivered at the time of such termination.

(b) The said trustees shall (1) continue in such capacity until discharged by the Secretary; (2) from time to time account for all receipts and disbursements and deliver all property on hand, together with all books and records of the committee and of the trustees, to such persons as the Secretary may direct; and (3) upon the request of the Secretary, execute such assignments or other instruments necessary or appropriate to vest in such person, full title and right to all funds, property, and claims vested in the Control Committee or the trustees pursuant thereto.

(c) Any person to whom funds, property, or claims have been transferred or delivered, pursuant to this section, shall be subject to the same obligation imposed upon the Control Committee and upon the trustees.

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.62 was suspended indefinitely, effective Oct. 28, 2011.

### **§917.63 Effect of termination or amendment.**

Unless otherwise expressly provided by the Secretary, the termination of this subpart or of any regulation issued pursuant to this subpart, or the issuance of any amendment to either thereof, shall not (a) affect or waive any right, duty, obligation, or liability which shall have arisen or which may

## **7 CFR Ch. IX (1–1–14 Edition)**

thereafter arise in connection with any provision of this subpart or any regulation issued under this subpart, or (b) release or extinguish any violation of this subpart or of any regulation issued under this subpart, or (c) affect or impair any rights or remedies of the Secretary or of any other person with respect to any such violation.

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.63 was suspended indefinitely, effective Oct. 28, 2011.

### **§917.64 Compliance.**

Each shipper shall comply with all regulations. No shipper shall ship fruit in violation of the provisions of this part or in violation of any regulation issued by the Secretary pursuant to the provisions of this part.

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.64 was suspended indefinitely, effective Oct. 28, 2011.

### **§917.65 Duration of immunities.**

The benefits, privileges, and immunities conferred by virtue of the provisions of this subpart shall cease upon its termination except with respect to acts done under and during the time the provisions of this part are in force and effect.

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.65 was suspended indefinitely, effective Oct. 28, 2011.

### **§917.66 Agents.**

The Secretary may by a designation in writing name any person, including any officer or employee of the Government or any agency or Division in the United States Department of Agriculture, to act as his agent or representative in connection with any of the provisions of this part.

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.66 was suspended indefinitely, effective Oct. 28, 2011.

### **§917.67 Derogation.**

Nothing contained in this part is or shall be construed to be in derogation or in modification of the rights of the Secretary or of the United States to exercise any powers granted by the act or otherwise, and in accordance with such powers to act in the premises